IN THE HIGH COURT OF JUDICATURE AT BOMBAY

IN ITS ADMIRALTY & VICE ADMIRALTY JURISDICTION

CHAMBER SUMMONS NO. 642 OF 2004

IN

ADM. SUIT NO. 19 OF 2003

M/s. Unique Pharmaceutical
Laboratories .. Applicants.

vs.

M/s. P & O Nedlloyd
(I) Pvt. Ltd., .. Defendants.

Mr. Girish Desai i/by V. Ramadas
for the applicants.
Mr. Rahul Narichania i/by Motiwala & Co.
for the defendants.

CORAM : S.U.KAMDAR, J.

DATE : 16th June, 2005.

P.C.

. The present chamber summons has been taken out to substituted the defendants with another name namely P & O Nedlloyd Ltd. and P & D Nedlloyd BV as the party defendants to the suit. The learned counsel appearing for the defendant has made a statement that P & O Nedlloyd BV has nothing to do with the suit claim and that the bill of lading is

issued only by P & O Nedlloyd Ltd. In view thereof, the chamber summons is allowed to the extent that the plaintiffs are permitted to substitute the defendant with P & O Nedlloyd Ltd., However, the amendment is granted subject to the issue of limitation kept expressly open to be determined at the hearing of the suit. Chamber summons disposed of accordingly.

2. Amedment to be carried out within a period of two weeks. Matter to be placed on board after two weeks.